

Form NLRB - 501 (3-21)

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD**FIRST AMENDED CHARGE AGAINST EMPLOYER****INSTRUCTIONS:****DO NOT WRITE IN THIS SPACE**

Case

Date Filed

31-CA-290326

File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT

a. Name of Employer #1 (See additional employers in attachment) University of Southern California (USC), Pac-12 Conference, and The National Collegiate Athletics Association (NCAA), as joint employers		b. Tel. No. USC: (213)740-7922 [See Attachment]
		c. Cell No.
d. Address (Street, city, state, and ZIP code) USC: 3551 Trousdale Parkway, ADM 352, Los Angeles, CA 90089-5013 [See Attachment]	e. Employer Representative USC: Beong-Soo Kim [See Attachment]	f. Fax No.
		g. e-mail gcoffice@usc.edu [See Attachment]
		h. Number of workers employed 113
i. Type of Establishment (factory, mine, wholesaler, etc.) USC - University	j. Identify Principal Product or Service Intercollegiate Athletics - FBS Football, NCAA Division I Men's and Women's Basketball	

1. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.

2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)

Within the past six months, the above-named employers have interfered with, restrained, and coerced employees in the exercise of rights protected by Section 7 of the Act by repeatedly misclassifying employees as "student-athlete" nonemployees to circumvent the Act and their rights under the Act.

Within the past six months, the above-named employers have interfered with, restrained, and coerced employees in the exercise of rights protected by Section 7 of the Act by maintaining unlawful rules and policies in its handbook, including restricting communications with third parties, in the media, on social media, related to discipline, etc.

3. Full name of party filing charge (If labor organization, give full name, including local name and number)

National College Players Association

4a. Address (Street and number, city, state, and ZIP code) (b) (6), (b) (7)(C)	4b. Tel. No. (951) 898-0985
	4c. Cell No.
	4d. Fax No.
	4e. e-mail (b) (6), (b) (7)(C)

5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization)

6. DECLARATION

I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.

(b) (6), (b) (7)(C)

Filing charge)

(b) (6), (b) (7)(C)

(Print/type name and title or office, if any)

Address:

(b) (6), (b) (7)(C)

Date:

2/16/22

Tel. No.

(951)898-0985

Office, if any, Cell No.

Fax No.

e-mail

(b) (6), (b) (7)(C)

**WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)
PRIVACY ACT STATEMENT**

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.

Additional Employer Information**Employer #2**

a. Name of Employer Pac-12 Conference		b. Tel. No. (415) 580-4200
		c. Cell No.
d. Address (Street, city, state, and ZIP code) 360 3rd Street, 3rd Floor San Francisco, CA 94107	e. Employer Representative Maggy Carlyle	f. Fax No.
i. Type of Establishment (factory, mine, wholesaler, etc.) Athletic Conference	j. Identify Principal Product or Service Intercollegiate Athletics – FBS Football, NCAA Division I Men's and Women's Basketball	g. e-mail
		h. Number of Workers Employed 113

Employer #3

a. Name of Employer The National Collegiate Athletics Association (NCAA)		b. Tel. No. (317) 917-6222
		c. Cell No.
d. Address (Street, city, state, and ZIP code) 1802 Alonzo Watford Senior Drive Indianapolis, IN 46202	e. Employer Representative Scott Bearby	f. Fax No.
i. Type of Establishment (factory, mine, wholesaler, etc.) Athletic Association	j. Identify Principal Product or Service Intercollegiate Athletics – FBS Football, NCAA Division I Men's and Women's Basketball	g. e-mail sbearby@ncaa.org
		h. Number of Workers Employed 113

Adam C. Abrahms
t 310.557.9559
f 310.943.3367
AAbrahms@ebglaw.com

April 28, 2022

VIA EMAIL

Amanda Laufer
Field Attorney
National Labor Relations Board - Region 31
11500 W Olympic Blvd, Suite 600
Los Angeles, CA 90064-1753
Telephone: (310) 307-7337
Email: amanda.laufer@nlrb.gov

**Re: University of Southern California (USC), Pac-12 Conference, and The
National Collegiate Athletics Association (NCAA)
Case 31-CA-290326**

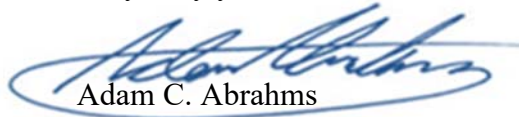
Dear Ms. Laufer:

As you are aware, this law firm represents the Respondent, the University of Southern California ("USC"), with respect to labor matters including the above-referenced matter.

Due to the tremendously expansive requests included in the Region's EAJA Letter, the busy time period at the end of the academic year, and the conclusion of the spring sports schedule at USC, we are, for the first time, requesting a two-week extension to file our position statement, with the relevant documents, until May 16, 2022. We believe this full extension is necessary to most effectively and efficiently aid in the Region's investigation and provide a meaningful response.

Should you have any questions, please do not hesitate to contact us.

Very truly yours,


Adam C. Abrahms

cc: Michael S. Ferrell (MFerrell@ebglaw.com)
Brock Olson (BOlson@ebglaw.com)

Form NLRB - 501 (3-21)

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD

FIRST AMENDED CHARGE AGAINST EMPLOYER

INSTRUCTIONS:

DO NOT WRITE IN THIS SPACE	
Case	Date Filed
31-CA-290328	2/22/2022

File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT

a. Name of Employer #1 (See additional employers in attachment) University of California, Los Angeles (UCLA), Pac-12 Conference, and The National Collegiate Athletics Association (NCAA), as joint employers		b. Tel. No. UCLA: (310) 825-2151 [See Attachment]
		c. Cell No.
d. Address (Street, city, state, and ZIP code) UCLA: Box 951405, 2147 Murphy Hall Los Angeles, CA 90095-1405 [See Attachment]	e. Employer Representative UCLA: Gene Block [See Attachment]	f. Fax No.
		g. e-mail UCLA: chancellor@ucla.edu [See Attachment]
		h. Number of workers employed 113

i. Type of Establishment (factory, mine, wholesaler, etc.) UCLA - University	j. Identify Principal Product or Service intercollegiate Athletics - FBS Football, NCAA Division I Men's and Women's Basketball
---	--

1. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.

2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)

Within the past six months, the above-named employers have interfered with, restrained, and coerced its employees in the exercise of rights protected by Section 7 of the Act by repeatedly misclassifying employees as "student-athlete" nonemployees to circumvent the Act and their rights under the Act.

Within the past six months, the above-named employers have interfered with, restrained, and coerced its employees in the exercise of rights protected by Section 7 of the Act by maintaining unlawful rules and policies in its handbook, including restricting communications with third parties, in the media, etc.

3. Full name of party filing charge (If labor organization, give full name, including local name and number)

National College Players Association

4a. Address (Street and number, city, state, and ZIP code) (b) (6), (b) (7)(C)	4b. Tel. No. (951) 898-0985
	4c. Cell No.
	4d. Fax No.
	4e. e-mail (b) (6), (b) (7)(C)

5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization)

6. DECLARATION I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief. (b) (6), (b) (7)(C)		Tel. No. (951) 898-0985
		Office, if any, Cell No.
(b) (6), (b) (7)(C) (Print type name and title or office, if any)		Fax No.
Address: (b) (6), (b) (7)(C)		e-mail (b) (6), (b) (7)(C)
Date: 2/16/22		

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)
PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.

Additional Employer Information**Employer #2**

a. Name of Employer Pac-12 Conference		b. Tel. No. (415) 580-4200
		c. Cell No.
d. Address (Street, city, state, and ZIP code) 360 3rd Street, 3rd Floor San Francisco, CA 94107	e. Employer Representative Maggy Carlyle	f. Fax No.
i. Type of Establishment (factory, mine, wholesaler, etc.) Athletic Conference	j. Identify Principal Product or Service Intercollegiate Athletics - FBS Football, NCAA Division I Men's and Women's Basketball	g. e-mail
		h. Number of Workers Employed 113

Employer #3

a. Name of Employer The National Collegiate Athletics Association (NCAA)		b. Tel. No. (317) 917-6222
		c. Cell No.
d. Address (Street, city, state, and ZIP code) 1802 Alonzo Watford Senior Drive Indianapolis, IN 46202	e. Employer Representative Scott Bearby	f. Fax No.
i. Type of Establishment (factory, mine, wholesaler, etc.) Athletic Association	j. Identify Principal Product or Service Intercollegiate Athletics - FBS Football, NCAA Division I Men's and Women's Basketball	g. e-mail sbearby@ncaa.org
		h. Number of Workers Employed 113